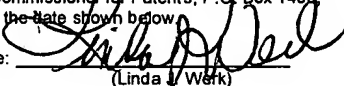


I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail Label No. EQ746487169US, in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: March 15, 2007 Signature: 

(Linda J. Werk)

Docket No.: 7472-104  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Peter Kwasny

Application No.: 10/580,865

Int'l Filing Date: November 17, 2003

For: AEROSOL CAN

Confirmation No.: 7050

Art Unit: N/A

Examiner: Not Yet Assigned

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements mailed March 5, 2007, Applicant respectfully submits a Declaration/Power of Attorney, a Preliminary Amendment, and a copy of the Notification.

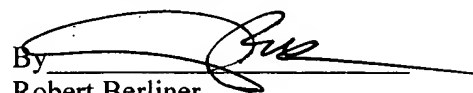
The Notification also calls for the filing of an English translation. Enclosed is a copy of our postcard and transmittal sheet, indicating that the English translation was filed with the Transmittal Letter to the U.S. Designated-Elected Office. In case, the Patent Office has misplaced the English translation, we are enclosing another copy.

In addition, after amendment of the claims, there remains 21 claims. As again indicated on the enclosed copy of our transmittal sheet, we, in fact, paid for the extra claim at the time of filing the application.

Enclosed is our check in the amount of \$130 for late filing of the Declaration. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith to our Deposit Account No. 50-3881, under Order No. 7472-104.

Dated: March 15, 2007

Respectfully submitted,

By 

Robert Berliner

Registration No.: 20,121

BERLINER & ASSOCIATES

555 West Fifth Street

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Los Angeles, California 90013

(213) 533-4171

(213) 533-4174 (Fax)

Attorney for Applicant



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/580,865	Peter Kwasny	LA-7472-104

INTERNATIONAL APPLICATION NO.
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PCT/EP03/12843

I.A. FILING DATE	PRIORITY DATE
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11/17/2003

Berliner & Associates  
 31st Floor  
 555 West Fifth Street  
 Los Angeles, CA 90013

Received  
 Berliner & Associates

MAR - 7 2007

CONFIRMATION NO. 7050

371 FORMALITIES LETTER



\*OC000000022732751\*

Date Mailed: 03/05/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/25/2006
- English Translation of the IA filed on 05/25/2006
- Copy of the International Search Report filed on 05/25/2006
- Request for Immediate Examination filed on 05/25/2006
- U.S. Basic National Fees filed on 05/25/2006

DOCKETED FOR

4-5-07  
 5-5-07 FMP

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$200 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$460 for a Large Entity:

- \$130 Surcharge. — *pay*
- \$130 for English translation surcharge required. — *not required*
- Total additional claim fee(s) for this application is \$ 200

- \$200 for 5 total claims over 20.

*paid \$50 for extra claim at time of filing*

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/580,865	PCT/EP03/12843	LA-7472-104